

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**THURSDAY, JUNE 8, 2017.**

[57]

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# JOURNAL OF THE HOUSE.

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Thursday, June 8, 2017.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by Father Rick Walsh of the Paulist Center of Boston, Chaplain of the House, as follows:

God of Light and Hope, we give thanks today for the brightness of the sun. We give thanks too for the bright minds of our House membership and their staff.

Prayer.

Today we also pray for the citizens of the fourth smallest town in the Commonwealth, New Ashford. Located in Berkshire County, New Ashford was incorporated in 1836 and is named for Ashford, Connecticut where the founding citizens came from.

Beginning in 1916, New Ashford had the distinction of casting the first vote in U.S. presidential elections, as Dixville Notch, New Hampshire does today. Accordingly, this small rural town holds an important place in national history. Following the ratification of the nineteenth amendment, the New Ashford poll was where Ms. Phoebe Jordan became the first woman to vote in a national election on November 2, 1920. The old wooden ballot box used on this historic occasion still sits in town hall, and is still in use today.

We pray for New Ashford's House legislator, Representative Gailanne Cariddi and her staff.

May God continue to bless our Commonwealth.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

## *Guests of the House.*

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the Chamber, the Grafton High School ice hockey team. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Mr. Muradian of Grafton and accompanied by Senator Moore.

Grafton,—  
hockey  
team.

## *Resolutions.*

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Ms. Atkins of Concord) honoring Anne C. Kilroy for her contributions to the town of Concord;

Anne  
Kilroy.

Resolutions (filed by Miss Gregoire of Marlborough and other members of the House) commending Hebrew Seniorlife, Inc. on its recognition of June 15, 2017 as

World Elder  
Abuse Awareness  
Day.

World Elder Abuse Awareness Day;

Resolutions (filed by Mr. Whelan of Brewster) congratulating Phil Baroni for receiving the Distinguished Citizen Award; and

Resolutions (filed by Messrs. Whelan of Brewster and Vieira of Falmouth) recognizing the Heroes in Transition for receiving the Distinguished Citizens Award;

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Muradian of Grafton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Phil  
Baroni.

Heroes in  
Transition.

*Petitions.*

Representative Peake of Provincetown and Senator Cyr presented a joint petition (accompanied by bill, House, No. 3741) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Orleans be authorized to enter into contracts for a sewer works system; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Orleans,—  
sewer works  
system.

Petitions severally were presented and referred as follows:

By Mr. Carvalho of Boston, a petition (subject to Joint Rule 12) of Evandro C. Carvalho and others relative to the right of Abatement AB Initio for certain individuals.

Abatement.

By Ms. DiZoglio of Methuen, a petition (subject to Joint Rule 12) of Diana DiZoglio and others for legislation to establish an online system to process background checks by the Department of Early Education and Care.

Background  
checks,—  
online.

By Ms. Higgins of Leominster, a petition (subject to Joint Rule 12) of Natalie Higgins and Jennifer L. Flanagan relative to requiring the commissioner of Revenue to provide written notice to operators within a municipality when said municipality has accepted the local room occupancy excise tax.

Room  
occupancy tax,—  
notifications.

Severally, under Rule 24, to the committee on Rules.

The following petitions (having been deposited in the office of the Clerk previously to five o'clock in the afternoon on Friday, January 20, 2017) were referred, under Rule 24, as follows:

By Mr. Diehl of Whitman, a petition (subject to Joint Rule 7B) of Geoff Diehl that the city of Boston Retirement Board be authorized to grant creditable service to certain nurses.

Boston,—  
creditable  
service.

By Mr. Garballey of Arlington, a petition (subject to Joint Rule 7B) of Sean Garballey that the town of Needham be authorized to grant an additional license for the sale of malt and wine beverages not to be drunk on the premises.

Needham,—  
liquor  
license.

By Mr. Miceli of Wilmington, a petition (subject to Joint Rule 7B) of James R. Miceli and James J. Lyons, Jr., relative to the town manager in the town of Tewksbury.

Tewksbury,—  
town  
manager.

By Mr. Michlewitz of Boston, a petition (subject to Joint Rule 7B) of Aaron Michlewitz, Jay D. Livingstone and Joseph A. Boncore relative to decennial division of wards and precincts in the city of Boston.

Boston,—  
wards and  
precincts.

By Mr. Rogers of Cambridge (by request), a petition (subject to Joint Rule 7B) of James J. Decoulos relative to lots created under the authority of the incorporation

Gay Head,—  
lots.

of the town of Gay Head (Aquinnah) in 1870.

By Mr. Rogers of Norwood, a petition (subject to Joint Rule 7B) of John H. Rogers and Michael F. Rush relative to the retirement of Michael Gallerani.

Michael  
Gallerani.

By Mr. Whelan of Brewster, a petition (subject to Joint Rule 7B) of Timothy R. Whelan and William L. Crocker, Jr., relative to the retirement benefits for natural resource officers in the town of Yarmouth.

Yarmouth,—  
retirement  
benefits.

By Mr. Williams of Springfield, a petition (subject to Joint Rule 7B) of Bud Williams, Carlos Gonzalez and Juana Matias relative to the sale and storage of goods in public ways in the city of Springfield.

Springfield,—  
goods.

By Representatives Zlotnik of Gardner and Ferguson of Holden, a petition (subject to Joint Rule 7B) of Jonathan D. Zlotnik, Kimberly N. Ferguson and Jennifer L. Flanagan that the town of Westminster be authorized to establish a private road maintenance revolving fund.

Westminster,—  
maintenance  
fund.

Severally, under Rule 24, to the committee on Rules.

### *Reports of Committee.*

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

Senate bills

Validating actions taken by the town of Templeton at the special town meeting held on November 9, 2015 (printed in Senate, No. 2064, changed); and

Templeton,—  
town meeting.

Validating actions taken by the town of Templeton at the annual town meeting held on May 14, 2016 (printed in Senate, No. 2065); and

Id.

House bills

Relative to school threats (House, No. 302);

School threats.

Relative to the Lancaster sewer district (House, No. 3217);

Lancaster sewer.

Establishing a sick leave bank for Justin Michael Rizzo, an employee of the Massachusetts Department of Labor Standards (House, No. 3720);

JustinRizzo,—  
sick leave.

Establishing a sick leave bank for Richard Capone an employee of the Mass Department of Transportation (House, No. 3722);

Richard Capone,—  
sick leave.

Establishing a sick leave bank for Phillip Fauche, an employee of the Department of Mental Health (House, No. 3723);

Phillip Fauche,—  
sick leave.

Under suspension of Rule 7A, in each instance, on motion of Mr. Muradian of Grafton, the bills severally were read a second time forthwith; and they were ordered to a third reading.

### *Engrossed Bill.*

The engrossed Bill establishing a sick leave bank for Dean Canada, an employee of the Department of Correction (see Senate, No. 2073) (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

### *Orders of the Day.*

The Senate Bill amending the charter of the city of Lowell (Senate, No. 1125), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Lowell,—  
charter.

Pending the question on passing the bill to be engrossed, in concurrence, Mr. Speliotis of Danvers moved to amend it by striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Section 9 of chapter 383 of the acts of 1921 is hereby amended by striking out, in lines 8 and 9, the words ‘at least fifty’ and inserting in place thereof the following figure:— 150.”.

The amendment was adopted; and the bill (Senate, No. 1125, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

The House Bill designating a certain bridge in the town of Lanesborough as the Sergeant Gregory Aloysius Noonan Bridge (House, No. 1809), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Lanesborough,—  
Noonan  
bridge.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 2 and by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to designate forthwith a certain bridge as the Sergeant Gregory Aloysius Noonan Bridge, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was adopted; and the bill (House, No. 1809, amended) was passed to be engrossed. Sent to the Senate for concurrence.

*Recess.*

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Kafka of Stoughton (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eight minutes before twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Recess.

*Emergency Measure.*

The engrossed Bill making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 3718, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Supplemental  
appropriations.

A separate vote then was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday

Next

**UNCORRECTED PROOF.**

next at eleven o'clock A.M.

sitting.

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At seventeen minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.